

UNDERWOOD LAW FIRM, P.C.
Thomas C. Riney, SBN: 16935100
W. Heath Hendricks, SBN: 24055651
500 South Taylor, Suite 1200, LB 233
Amarillo, Texas 79101
Telephone: (806) 376-5613
Facsimile: (806) 379-0316
Email: tom.riney@uwlaw.com
Email: heath.hendricks@uwlaw.com

-and-

Michael R. Johnson (*Pro Hac Vice*)
RAY QUINNEY & NEBEKER P.C.
36 South State Street, Suite 1400
Salt Lake City, Utah 84111
Telephone: (801) 532-1500
Facsimile: (801) 532-7543
Email: mjohnson@rqn.com

Attorneys for Plaintiff Rabo AgriFinance LLC

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

IN RE: McCLAIN FEED YARD, INC., McCLAIN FARMS, INC., AND 7M CATTLE FEEDERS, INC., Debtors. ¹	Chapter 7 CASE NO. 23-20084-rlj Jointly Administered
RABO AGRIFINANCE LLC, <i>Plaintiff,</i> v.	ADV. PROC. NO. 23-02005-rlj Honorable Robert L. Jones

¹ The Debtors in these jointly administered cases are: (1) McClain Feed Yard, Inc. (Case No. 23-20084); (2) McClain Farms, Inc. (Case No. 23-20885); and (3) 7M Cattle Feeders, Inc. (Case No. 23-20886). All three cases are being jointly administered under the case number for McClain Feed Yard, Inc.

ACEY LIVESTOCK, LLC; MICHAEL
ACEY; STAN E. AYERS, JR.; ARNOLD
BRAUN TRUST; ARNOLD BRAUN;
ROBERT BRAUN; BAR D RANCH LAND
& CATTLE LLC; N. TERRY DICKS;
BARRETT'S LIVESTOCK INC.; DON
RALPH BARRETT; BELLA ELEGANCE
LLC; BIG SEVEN CAPITAL PARTNERS,
LLC; DORA BLACKMAN; BRYAN
BLACKMAN; EDDIE BRYANT; BRENT
BURNETT; JOE BURNETT; TERRY
BURNETT; BUSS FAMILY TRUST;
EDWIN D. BUSS; DENNIS BUSS; C
HEART RANCH, LLC; COLETTE LESH;
CARRAWAY CATTLE, LLC; RICHARD
CARRAWAY; CURTIS JONES FARMS;
DAC83 LLC; ERIC DeJARNATT; DON
JONES FARM, INC.; DON JONES
TRUCKING, INC.; DUFURRENA
CUTTING HORSES; EDWARD LEWIS
DUFURRENA; RIETA MAY
DUFURRENA; ROBERT ELLIS;
MICHAEL EVANS; DOUG FINLEY;
GARWOOD CATTLE CO.; JUSTIN
GARWOOD; GENE BROOKSHIRE
FAMILY, LP; JOEL BROOKSHIRE; GRAY
BROTHERS CATTLE; ROBERT GRAY;
RONNIE GRAY; JIMMY GREER;
GUNGOLL CATTLE, LLC; BRADLEY
GUNGOLL; LEAH GUNGOLL; JACE
HARROLD; HINES CATTLE COMPANY,
LLC; HINES FARMS, LLC; A.J. JACQUES
LIVING TRUST; CORY JESKO; DWIGHT
JESKO, JOANN & KEITH BROOKS d/b/a
BROOKS FARMS; LARRY KEITH;
DUSTIN JOHNSON; DAVID JOHNSON;
KINSEY JONES; KINGDOM TRUST;
JAMES MCCUAN; KEITH HARRIS;
JANICE LAWHON; JAN LESH;
MORRISON CAFÉ, LLC; LESH FAMILY
TRUST; GARY LESH; JARED LESH;
JORDAN LESH, LLC; LFC CATTLE;
CHARLES LOCKWOOD; COLE
LOCKWOOD; SHERLE LOCKWOOD;
NIKKI LOCKWOOD; MAP
ENTERPRISES; MIKE GOURLEY;

NATALIE MARTUS; JEAN NIX; OPEN A
ARENA LLC; BARRY PHILLIPS; DREW
PHILLIPS; PRIEST CATTLE COMPANY
LTD; PRIEST VICTORY INVESTMENT
LLC; CHRISTOPHER PRINCE;
PRODUCERS LIVESTOCK COMMISSION;
SONNY BARTHOLD; DAVID RAINEY;
RAPP RANCH; MARK J. REISZ; RALPH
REISZ; RIDGEFIELD CAPITAL ASSET
MANAGEMENT; JIM GIORDANO; RILEY
LIVESTOCK, INC.; ANGIE ROBINSON;
RICK RODGERS; STEVE RYAN; JIM
RININGER; SCARLET & BLACK
CATTLE, LLC; COLTON LONG; SCOTT
LIVESTOCK COMPANY; SHAW & SHAW
FARMS PARTNERSHIP LLC; THE
UNIVERSITY OF FLORIDA; ROBERT J.
SPRING; STARNES CATTLE; JEFF
STARNES; EDDIE STEWART; ROBERT
STEWART; RACHEL STEWART; SCOTT
E. STEWART; STEVE T SCOTT FARMS,
INC.; JUSTIN STUEVER; PHILLIP
SULLIVAN; AMY SUTTON; CRAIG
SUTTON; TGF RANCH LLC; TOM FRITH;
THORLAKSON DIAMOND T FEEDERS,
L.P.; JOHN TIDWELL; MYKEL TIDWELL;
TINDAL TRUCK SALES; JOHN TINDAL;
JANET VANBUSKIRK; LYNDAL
VANBUSKIRK; SUSAN VAN BUSKIRK;
COLBY VANBUSKIRK; CAMERON
WEDDINGTON; NANCY WEDDINGTON;
WILLIAM WEDDINGTON; WILDForest
CATTLE COMPANY LLC; WILEY ROBY
RUSSELL, JR. as TRUSTEE OF THE W.
ROBBIE RUSSELL LIVING TRUST; WJ
PERFORMANCE HORSES, INC.; JOB
WHITE; and KENT RIES, in his capacity as
CHAPTER 7 TRUSTEE OF THE
DEBTORS' CONSOLIDATED
BANKRUPTCY ESTATE.

Defendants.


ACCEPTANCE OF SERVICE OF FIRST AMENDED COMPLAINT AND SUMMONS

The undersigned, counsel for the Defendants listed on Exhibit A attached hereto, who have been named in the above-entitled adversary proceeding (“Named Defendants”), hereby accepts service of the Amended Adversary Complaint that is on file in this matter [Dkt. 3], a copy of which has been provided to counsel, on behalf of the Named Defendants.

The Named Defendants hereby waive the right to service of the Amended Adversary Complaint by personal service or other means as may be permitted or required by Rule 4 of the Federal Rules of Civil Procedure or Rule 7004 of the Federal Rules of Bankruptcy Procedure, and agree to serve an answer or other appropriate response to the Complaint by no later than February 20, 2024, or such later date as the parties may agree upon or the Court may direct.

The Named Defendants waive no other requirements of the Federal Rules of Civil Procedure or the Federal Rules of Bankruptcy Procedure or any other right, including but not limited to their right to contest subject matter or personal jurisdiction, and specifically reserve the right to assert all available defenses in this action other than defenses based upon improper service of process.

DATED: January 25, 2024.



John Massouh
SPOUSE SHRADER SMITH PLLC
701 S. Taylor, Suite 500
Amarillo, TX 79105

EXHIBIT A

AJ Jacques Living Trust
Arnold Braun Trust (Dr. Arnold Braun)
Blackman, Dora
Braun, Robert
Brookshire, Joel
Bryant, Eddie
Buss, Dennis
Buss Family Trust (Ed Buss)
Evans, Michael & Miranda
Finley, Douglas
Gray Brothers
Gray, Robert E.
Gray, Ronnie
Greer, Jimmy
Gungoll Cattle
Gungoll, Leah
Johnson, Dustin
Jordan Lesh, LLC
Lawhon, Janice
Lesh, Jan & Gary
Lesh Family Trust
Lesh, Jared
Lockwood, Charles
Lockwood, Cole
Lockwood, Nikki
Lockwood, Sherle
Morrison Café – Jan Lesh
Rininger, Jim
Ryan, Steve
Scarlet & Black (Colton Long)
Spring, Robert
Sutton, Craig & Amy
Van Buskirk, Colby& Susan
Van Buskirk, Janet
Van Buskirk, Lyndal